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Date: February 13, 2004

By:

Kay L. Gaviglio

PATENT
Docket No. GC396-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application: Miller et al.

Serial No.: 09/262,126

Filed: March 3, 1999

For: MODIFIED FORMS OF PULLULANASE

Group Art Unit: 1652

Examiner: M. N. Rao, Ph.D.

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F. R. § 1.116 previously filed on _____
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____

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- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Request for Extension of Time

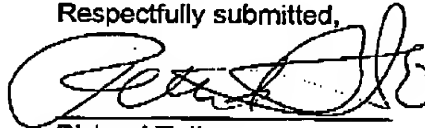
2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 07-1048.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. § 1.136 § 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$_____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

Respectfully submitted,



Richard T. Ito
Registration No. 32,242

Date: February 13, 2004

Genencor International, Inc.
925 Page Mill Road
Palo Alto, CA 94304-1013
Tel: 650-846-4020
Fax: 650-845-6504

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CERTIFICATE OF FACSIMILE

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Date: February 13, 2004

By: _____

Kay L. Gaviglio
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) Group Art Unit: 1652

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) Examiner: M. N. Rao, Ph.D.

AMENDMENT

Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action of October 17, 2003. A Petition for a One-Month Extension of Time is being filed concurrently herewith. Since this response is being filed on or before the current due date of February 17, 2004, Applicants respectfully request reconsideration of the above-referenced patent application in light of the following amendments and remarks.